

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

CLAYTON EVAN CUMMINGS,

Petitioner,

v.

MELISSA ANDREWJESKI,

Respondent.

CASE NO. 2:23-cv-1314-JNW-GJL

ORDER DIRECTING STATUS  
REPORT

The District Court has referred this action to United States Magistrate Judge Grady J. Leupold. Petitioner Clayton Evan Cummings, proceeding *pro se*, filed a federal habeas petition pursuant to 28 U.S.C. § 2254, seeking relief from a state court conviction.

On September 26, 2023, the Court granted Petitioner's Motion to stay the case while Petitioner completes his relevant state court proceedings. Dkts. 9, 13. In that Order, the Court also directed Petitioner to file a status report every 90 days informing the Court of the status of Petitioner's state court proceedings. Dkt. 13. To date, Petitioner has filed six status reports. Dkts. 14–16; Dkt. 18–20.

1 In his latest status report, filed on March 20, 2025, Petitioner informed the Court that his  
2 state court proceedings remain pending, but provides no further detail. *See* Dkt. 25. Thus, in  
3 order to keep the Court informed of Petitioner's state court proceedings, the Court now  
4 **ORDERS** Respondent to file a report every 45 days informing the Court of the status of  
5 Petitioner's state court proceedings. The first status report is due on or before **June 13, 2025**, and  
6 shall include the state court cause number(s) and any developments in Petitioner's case. If the  
7 state court dismisses or resolves Petitioner's state court proceedings, Respondent is directed to  
8 inform the Court and file a motion to lift the stay within 30 days of the state court taking action.  
9 Respondent's answer shall be filed 45 days after the stay is lifted.

10 As a result of this Order, Petitioner is no longer required to file status reports.

11  
12 Dated this 13th day of May, 2025.

13  
14 A handwritten signature in black ink, appearing to read 'Grady J. Leupold', is written over a solid black horizontal line.

15 Grady J. Leupold  
16 United States Magistrate Judge  
17  
18  
19  
20  
21  
22  
23  
24